

Adopted	Rejected
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COMMITTEE REPORT

YES:	17
NO:	4

MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred House Bill 1972, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the committee report of the committee on Education adopted
- 2 February 16, 1999.
- 3 Delete the title and insert the following:
- 4 A BILL FOR AN ACT to amend the Indiana Code concerning state
- 5 and local administration.
- 6 Delete everything after the enacting clause and insert the following:
- 7 SECTION 1. IC 5-2-10.1-0.3 IS ADDED TO THE INDIANA
- 8 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 9 [EFFECTIVE JULY 1, 1999]: **Sec. 0.3. As used in this chapter,**
- 10 **"commission" refers to a county school safety commission**
- 11 **established under section 10 of this chapter.**
- 12 SECTION 2. IC 5-2-10.1-0.5 IS ADDED TO THE INDIANA
- 13 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 14 [EFFECTIVE JULY 1, 1999]: **Sec. 0.5. As used in this chapter,**
- 15 **"council" refers to the governor's council on safe schools**
- 16 **established under section 8 of this chapter.**

SECTION 3. IC 5-2-10.1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 1. (a) As used in this chapter, "fund" refers to the Indiana safe schools fund established by this chapter.

(b) As used in this chapter, "accredited nonpublic school" means a nonpublic school that:

(1) voluntarily seeks; and

(2) receives;

accreditation as authorized under IC 20-1-1-6(a)(5).

(c) As used in this chapter, "nonpublic school" has the meaning set forth in IC 20-10.1-1-3.

SECTION 4. IC 5-2-10.1-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 1.5. As used in this chapter, "institute" refers to the Indiana criminal justice institute established under IC 5-2-6.

SECTION 5. IC 5-2-10.1-1.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 1.7. As used in this chapter, "safety plan" refers to any school safety plan required by the Indiana state board of education.

SECTION 6. IC 5-2-10.1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) The Indiana safe schools fund is established to do the following:

(1) Promote school safety through the:

(A) purchase of equipment for the detection of firearms and other ~~deadly~~ weapons;

(B) use of dogs trained to detect firearms, **drugs, explosives, and illegal substances**; and

(C) purchase of other equipment and materials used to enhance the safety of schools.

(2) Combat truancy.

(3) Provide matching grants to schools for school safe haven programs.

(4) Provide grants for school safety and safety plans.

(b) The fund consists of amounts deposited:

(1) under IC 33-19-9-4; and

(2) from any other public or private source.

(c) The institute shall determine grant recipients from the fund with a priority on awarding grants in the following order:

(1) A grant for a safety plan.

(2) A safe haven grant requested under section 10 of this chapter.

(3) A safe haven grant requested under section 7 of this chapter.

(d) Upon recommendation of the council, the institute shall establish a method for determining the maximum amount a grant recipient may receive under this section.

SECTION 7. IC 5-2-10.1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 3. The ~~Indiana criminal justice~~ institute established by IC 5-2-6 shall administer the fund. Costs of administering the fund shall be paid from money in the fund.

SECTION 8. IC 5-2-10.1-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 6. (a) A school corporation **or an accredited nonpublic school** may receive a grant from the fund for programs, equipment, services, or activities included in a ~~safe schools~~ **safety** plan submitted with the application for funds to the ~~Indiana criminal justice~~ institute.

(b) A **safety** plan submitted under this section must include provisions for zero (0) tolerance for alcohol, **tobacco**, drugs, and ~~deadly~~ weapons on school property. If the ~~Indiana criminal justice~~ institute approves the **safety** plan and application, the treasurer of state shall disburse from the fund to the applicant the amount of the grant certified to the treasurer of state by the ~~Indiana criminal justice~~ institute.

SECTION 9. IC 5-2-10.1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) ~~As used in this chapter, "criminal justice institute" refers to the Indiana criminal justice institute established under IC 5-2-6.~~

~~(b)~~ As used in this section, "program" refers to a school safe haven program.

~~(c)~~ **(b)** A school corporation **or an accredited nonpublic school** may apply to the ~~criminal justice~~ institute for a grant for matching funds under this chapter to establish and operate a school safe haven program.

~~(d)~~ **(c)** A program must include at least the following components:

(1) The school must be open to students of the school before and after normal operating hours, preferably from 7 a.m. to 9 p.m., on days determined by the school corporation.

(2) The program must operate according to a plan to do the following in the school:

(A) Reduce alcohol, **tobacco**, and drug abuse.

(B) Reduce violent behavior.

(C) Promote educational progress.

~~(c)~~ **(d)** The ~~criminal justice~~ institute shall adopt rules to administer the program, **including rules concerning evaluations by school corporations or and accredited nonpublic schools on the use and impact of grant money received through the program.**

SECTION 10. IC 5-2-10.1-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 8. (a) The governor's council on safe schools is established.**

(b) The council has the following members appointed by the governor and representing the following entities:

(1) The office of the governor.

(2) The office of the attorney general.

(3) The supreme court.

(4) The juvenile justice improvement committee.

(5) The state police department.

(6) The superintendent of public instruction.

(7) An organization representing public school superintendents.

(8) An organization representing school boards.

(9) An organization representing school principals.

(10) The teacher organization that has the highest number of members in Indiana.

(11) The teacher organization that has the second highest number of members in Indiana.

(12) An organization that represents parents and teachers.

(13) An organization that represents caseworkers who work with juveniles.

(14) An organization that represents attorneys who work in the juvenile law area.

(15) A representative of the Prosecuting Attorneys Council of

1 **Indiana who specializes in the prosecution of juveniles.**

2 **(16) Other individuals having a personal or professional**
 3 **interest in safe schools.**

4 **(c) The term of a member of the council is three (3) years. A**
 5 **member may be appointed for more than one (1) term.**

6 **(d) The members shall annually elect a chairperson.**

7 **(e) Each member of the council who is not a state employee is**
 8 **not entitled to the minimum salary per diem provided by**
 9 **IC 4-10-11-2.1(b). The member is, however, entitled to**
 10 **reimbursement for traveling expenses as provided under**
 11 **IC 4-13-1-4 and other expenses actually incurred in connection**
 12 **with the member's duties as provided in the state policies and**
 13 **procedures established by the Indiana department of**
 14 **administration and approved by the budget agency.**

15 **(f) Each member of the council who is a state employee is**
 16 **entitled to reimbursement for traveling expenses as provided under**
 17 **IC 4-13-1-4 and other expenses actually incurred in connection**
 18 **with the member's duties as provided in the state policies and**
 19 **procedures established by the Indiana department of**
 20 **administration and approved by the budget agency.**

21 **(g) The council shall perform the following duties:**

22 **(1) Review cumulative analyses of school safety needs and**
 23 **grant requests submitted by county school safety commissions**
 24 **under section 10 of this chapter.**

25 **(2) Assess the level of resources necessary to fulfill the grant**
 26 **requests reviewed under subdivision (1).**

27 **(3) Identify sources of funding and other resources necessary**
 28 **to fulfill the grant requests reviewed under subdivision (1).**

29 **(4) Make recommendations to the institute concerning safe**
 30 **haven grant requests under section 7 of this chapter and grant**
 31 **requests under section 10 of this chapter.**

32 **(h) The affirmative votes of a majority of the voting members**
 33 **of the council are required for the council to take action on a**
 34 **measure.**

35 **(i) The Indiana criminal justice institute (IC 5-2-6) shall serve**
 36 **as the administrative agency for the council.**

37 **SECTION 11. IC 5-2-10.1-9 IS ADDED TO THE INDIANA CODE**
 38 **AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**

1, 1999]: **Sec. 9. (a) Each school corporation shall designate an individual to serve as the school safety specialist for the school corporation.**

(b) The school safety specialist shall be chosen by the superintendent of the school corporation with the approval of the governing body.

(c) The school safety specialist shall perform the following duties:

(1) Serve on the county school safety commission, if a county school safety commission is established under section 10 of this chapter.

(2) Participate each year in a number of days of school safety training each year that the council determines.

(3) With the assistance of the county school safety commission, if a county school safety commission is established under section 10 of this chapter, develop a safety plan for each school in the school corporation.

(4) Coordinate the safety plans of each school in the school corporation as required under rules adopted by the Indiana state board of education.

(5) Act as a resource for other individuals in the school corporation on issues related to school discipline, safety, and security.

SECTION 12. IC 5-2-10.1-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. (a) A county may establish a county school safety commission.

(b) The members of the commission are as follows:

(1) The school safety specialist for each school corporation located in whole or in part in the county.

(2) The judge of the court having juvenile jurisdiction in the county or the judge's designee.

(3) The sheriff of the county or the sheriff's designee.

(4) The chief officer of every other law enforcement agency in the county, or the chief officer's designee.

(5) A representative of the juvenile probation system, appointed by the judge described under subdivision (2).

(6) Representatives of community agencies that work with

- 1 children within the county.
- 2 (7) A representative of the Indiana state police district that
3 serves the county.
- 4 (8) A representative of the Prosecuting Attorneys Council of
5 Indiana who specializes in the prosecution of juveniles.
- 6 (9) Other appropriate individuals selected by the commission.
- 7 (c) If a commission is established, the school safety specialist of
8 the school corporation having the largest ADM (as defined in
9 IC 21-3-1.6-1.1) in the county shall convene the initial meeting of
10 the commission.
- 11 (d) The members shall annually elect a chairperson.
- 12 (e) A commission shall perform the following duties:
- 13 (1) Perform a cumulative analysis of school safety needs
14 within the county.
- 15 (2) Coordinate and make recommendations for the following:
- 16 (A) Preventing juvenile offenses and improving the
17 reporting of juvenile offenses within the schools.
- 18 (B) Proposals for identifying and assessing children who
19 are at high risk of becoming juvenile offenders.
- 20 (C) Methods to meet the educational needs of children who
21 have been detained as juvenile offenders.
- 22 (D) Methods to improve communications between agencies
23 that work with children.
- 24 (E) Methods to improve security and emergency
25 preparedness.
- 26 (F) Additional equipment or personnel that are necessary
27 to carry out safety plans.
- 28 (G) Any other topic the commission considers necessary to
29 improve school safety within the school corporations
30 within the commission's jurisdiction.
- 31 (3) Provide assistance to the school safety specialists on the
32 commission in developing and requesting grants for safety
33 plans.
- 34 (4) Provide assistance to the school safety specialists on the
35 commission and the participating school corporations in
36 developing and requesting grants for school safe haven
37 programs under section 7 of this chapter.
- 38 (5) Assist each participating school corporation in carrying

1 out the school corporation's safety plans.

2 (f) The affirmative votes of a majority of the voting members of
3 the commission are required for the commission to take action on
4 a measure.

5 SECTION 13. IC 5-2-10.1-11 IS ADDED TO THE INDIANA
6 CODE AS A NEW SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 1999]: **Sec. 11. (a) The school safety specialist**
8 **training and certification program is established.**

9 (b) The school safety specialist training program shall provide:

10 (1) annual training sessions, which may be conducted through
11 distance learning or at regional centers; and

12 (2) information concerning best practices and available
13 resources;

14 for school safety specialists and county school safety commissions.

15 (c) The department of education shall do the following:

16 (1) Assemble an advisory group of school safety specialists
17 from around the state to make recommendations concerning
18 the curriculum and standards for school safety specialist
19 training.

20 (2) Develop an appropriate curriculum and the standards for
21 the school safety specialist training and certification program.
22 The department of education may consult with national school
23 safety experts in developing the curriculum and standards.

24 (3) Administer the school safety specialist training program
25 and notify the institute of candidates for certification who
26 have successfully completed the training program.

27 (d) The institute shall do the following:

28 (1) Establish a school safety specialist certificate.

29 (2) Review the qualifications of each candidate for
30 certification named by the department of education.

31 (3) Present a certificate to each school safety specialist that
32 the institute determines to be eligible for certification.

33 SECTION 14. [EFFECTIVE JULY 1, 1999] (a) As used in this
34 SECTION, "council" refers to the governor's council on safe
35 schools established by IC 5-2-10.1-8, as added by this act.

36 (b) The governor shall make the initial appointments to the
37 board not later than December 31, 1999.

38 (c) Notwithstanding IC 5-2-10.1-8(c), as added by this act, the

- 1 **initial terms of the members of the board are as follows:**
- 2 **(1) The member appointed under IC 5-2-10.1-8(b)(1), the**
- 3 **member appointed under IC 5-2-10.1-8(b)(2), the member**
- 4 **appointed under IC 5-2-10.1-8(b)(3), the member appointed**
- 5 **under IC 5-2-10.1-8(b)(4), and the member appointed under**
- 6 **IC 5-2-10.1-8(b)(5), for a term of one (1) year.**
- 7 **(2) The member appointed under IC 5-2-10.1-8(b)(6), the**
- 8 **member appointed under IC 5-2-10.1-8(b)(7), the member**
- 9 **appointed under IC 5-2-10.1-8(b)(8), the member appointed**
- 10 **under IC 5-2-10.1-8(b)(9), the member appointed under**
- 11 **IC 5-2-10.1-8(b)(10), and the member appointed under**
- 12 **IC 5-2-10.1-8(b)(11), for a term of two (2) years.**
- 13 **(3) The member appointed under IC 5-2-10.1-8(b)(12), the**
- 14 **member appointed under IC 5-2-10.1-8(b)(13), the member**
- 15 **appointed under IC 5-2-10.1-8(b)(14), the member appointed**
- 16 **under IC 5-2-10.1-8(b)(15), and the members appointed under**
- 17 **IC 5-2-10.1-8(b)(16), for a term of three (3) years.**
- 18 **(d) The initial terms of the members of the board begin on**
- 19 **January 1, 2000.**
- 20 **(e) This SECTION expires January 1, 2004.**

(Reference is to HB 1972 as introduced and as amended by the committee report of the committee on Education adopted February 16, 1999.)

and when so amended that said bill do pass.

Representative Bauer